Localty.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

BRIAN JOHNSON, Individually and On Behalf of All Others Similarly Situated

Plaintiff,

vs.

STERLING FINANCIAL CORP., J. ROGER MOYER, JR., J. BRADLEY SCOVILL and TITO L. LIMA,

Defendants.

1:07-cv-04652 (JGK)

## STIPULATION

Counsel for Plaintiff, Brian Johnson, and Counsel for Defendants, Sterling Financial Corp. ("Sterling Financial"), J. Roger Moyer, Jr., J. Bradley Scovill and Tito L. Lima, hereby stipulate and agree as follows:

- 1. This action is one several purported class actions filed against Defendants alleging, inter alia, violations of the Securities Exchange Act of 1934.
- At this time, Defendants are aware of at least three similar actions that have been filed in the Southern District of New York. At least one other action has been filed in the Eastern District of Pennsylvania.
- 3. Counsel expect that the five pending cases, and any additional cases which may be filed, will eventually be consolidated in a single Court and a Consolidated Amended Complaint will be filed.
- 4. An extension of time pending the filing of a Consolidated Amended Complaint will avoid unnecessary expenditure of the parties' and this Court's resources.

- Accordingly, counsel request that the deadline for Defendants' response to the 5. Complaint shall be extended to sixty (60) days until after the filing of a Consolidated Amended Complaint. If Defendants file a motion to dismiss the Consolidated Amended Complaint, Plaintiff shall have sixty (60) days until after the filing of such motion in which to file an opposition brief. Defendants shall have thirty (30) days until after the filing of such opposition in which to file a reply brief.
- б. Counsel further request that Plaintiff shall have sixty (60) days until after the date this Court issues an order appointing lead plaintiff(s) and lead counsel, in which to file the Consolidated Amended Complaint.
  - No previous extensions have been requested. 7.

By agreement of counsel, service of process on all Defendants is deemed 8.

accepted.

Samuel H. Rudman (SR-7957) David A. Rosenfeld (DR-7564)

Mario Alba, Jr. (MA-7240)

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Dated: June 25, 2007

IT IS SO ORDERED: